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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jacques DUMAS

Examiner: JARVIS, WILLIAM R.A.

Serial No.: 09/838,286

Group Art Unit: 1614

Filed: April 20, 2001

Title: HETEROARYL UREAS CONTAINING NITROGEN HETERO-ATOMS AS P38
KINASE INHIBITORS

SECOND RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the 30-day requirement dated December 20, 2002, please consider the following remarks.

REMARKS

An election of species was not made in the first response to the restriction requirement, since it appeared such an election was only necessary if the methods of Group I were elected. Applicants, elected Group II (claims 20-26 and 28-39), wherein the scope of compounds of the formula A'-D-B' is narrower than the compounds defined in method claim 1.

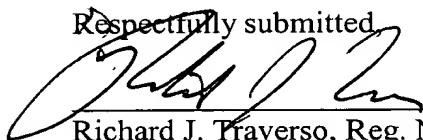
In response to the election of species requirement, Applicants elect the compound 10 in Table 1: N-(tert-butyl pyridinyl)-N'-(4-pyridyloxyphenyl) urea, with traverse. Claims 20, 21, 24, 28, 29 and 32 correspond to the elected species.

Applicants submit the search and examination should be extended to quinolinyl and isoquinolinyl compounds as well. If the search is broadened, Applicants request that the broadened search encompass compound 20: N-(3 isoquinolyl)-N'-(4-pyridyloxyphenyl) urea followed by compound 25: N-(2-methoxy-3-quinolyl)-N'-(4-pyridyloxyphenyl) urea.

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No fee is believed to be due with this response, however, the Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted



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Attorney Docket No.: **BAYER 14**
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